



Reprinted
February 17, 2009

HOUSE BILL No. 1585

DIGEST OF HB 1585 (Updated February 16, 2009 2:00 pm - DI 77)

Citations Affected: IC 14-22.

Synopsis: Deer hunting bag limits. Requires the director of the department of natural resources to increase the seasonal bag limit and increase the length of the hunting season for deer in the 30 counties that had the highest number of collisions involving deer and motor vehicles during the previous year. Increases the seasonal limit for antlerless deer. Allows a person to hunt deer and turkey with a crossbow during the same season that a person may hunt deer and turkey with a shotgun or rifle.

Effective: July 1, 2009.

Friend, Fry, Wolkins, Herrell

January 16, 2009, read first time and referred to Committee on Insurance.
February 9, 2009, reported — Do Pass.
February 16, 2009, read second time, amended, ordered engrossed.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1585

A BILL FOR AN ACT to amend the Indiana Code concerning
natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 14-22-2-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 6. (a) **Subject to**
3 **sections 8 and 9 of this chapter**, the director shall adopt rules under
4 IC 4-22-2 to do the following:

- 5 (1) Establish, open, close, lengthen, suspend, or shorten seasons.
- 6 (2) Establish bag, sex, and size limits.
- 7 (3) Establish limitations on the numbers of hunters and fishermen.
- 8 (4) Establish the methods, means, and time of:
 - 9 (A) taking, chasing, transporting, and selling; or
 - 10 (B) attempting to take, transport, or sell;
- 11 wild animals or exotic mammals, with or without dogs, in Indiana
- 12 or in a designated part of Indiana.
- 13 (5) Establish other necessary rules to do the following:
 - 14 (A) Administer this chapter.
 - 15 (B) Properly manage wild animals or exotic mammals in a
 - 16 designated water or land area of Indiana.
- 17 (6) Set aside and designate land or water or parts of the land or

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water owned, controlled, or under contract or acquired by the state for conservation purposes as a public hunting and fishing ground under the restrictions, conditions, and limitations that are determined to be appropriate.

(b) Rules:

- (1) may be adopted only after thorough investigation; and
- (2) must be based upon data relative to the following:
 - (A) The welfare of the wild animal.
 - (B) The relationship of the wild animal to other animals.
 - (C) The welfare of the people.

(c) Whenever the director determines that it is necessary to adopt rules, the director shall comply with the following:

- (1) Rules must clearly describe and set forth any applicable changes.
- (2) The director shall make or cause to be made a periodic review of the rules.
- (3) A copy of each rule, as long as the rule remains in force and effect, shall be included and printed in each official compilation of the Indiana fish and wildlife law.

(d) The director may modify or suspend a rule for a time not to exceed one (1) year under IC 4-22-2-37.1.

SECTION 2. IC 14-22-2-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 8. (a) The director shall establish a seasonal bag limit for deer as follows:**

(1) For each of the thirty (30) counties that had the highest number of collisions involving deer and motor vehicles in 2008, as reported by the state police department:

(A) the bag limit for the 2009 deer hunting season must be at least two (2) times greater than the 2008 deer hunting season bag limit for the county; and

(B) the length of the season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun for the 2009 deer hunting season must be at least seven (7) days longer than the 2008 hunting season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun.

(2) For each of the thirty (30) counties that had the highest number of collisions involving deer and motor vehicles in 2009, as reported by the state police department:

(A) the bag limit for the 2010 deer hunting season must be at least two (2) times greater than the 2008 deer hunting season bag limit for the county; and

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(B) the length of the season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun for the 2010 deer hunting season must be at least seven (7) days longer than the 2008 hunting season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun.

(3) For each of the thirty (30) counties that had the highest number of collisions involving deer and motor vehicles in 2010, as reported by the state police department:

(A) the bag limit for the 2011 deer hunting season must be at least two (2) times greater than the 2008 deer hunting season bag limit for the county; and

(B) the length of the season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun for the 2011 deer hunting season must be at least seven (7) days longer than the 2008 hunting season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun.

(b) This section expires July 1, 2012.

SECTION 3. IC 14-22-2-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 9.** The director shall allow a person who holds a hunting license described in IC 14-22-12-1(12), IC 14-22-12-1(15), IC 14-22-12-1(20), or IC 14-22-12-1(21) to hunt deer and turkey using a crossbow during the same season that a person is allowed to hunt deer or turkey using a shotgun or a rifle.

SECTION 4. IC 14-22-2-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 10.** (a) The director shall establish a seasonal limit for hunting antlerless deer for each county that is at least two (2) times greater than the county bag limit for hunting antlerless deer that was in effect on September 1, 2008.

(b) This section expires July 1, 2011.

SECTION 5. IC 14-22-12-1, AS AMENDED BY P.L.66-2008, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 1.** (a) The department may issue the following licenses and, except as provided in section 1.5 of this chapter and subject to subsection (b), shall charge the following minimum license fees to hunt, trap, or fish in Indiana:

(1) A resident yearly license to fish, eight dollars and seventy-five cents (\$8.75).

(2) A resident yearly license to hunt, eight dollars and seventy-five cents (\$8.75).

(3) A resident yearly license to hunt and fish, thirteen dollars and

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- 1 seventy-five cents (\$13.75).
- 2 (4) A resident yearly license to trap, eight dollars and seventy-five
- 3 cents (\$8.75).
- 4 (5) A nonresident yearly license to fish, twenty-four dollars and
- 5 seventy-five cents (\$24.75).
- 6 (6) A nonresident yearly license to hunt, sixty dollars and
- 7 seventy-five cents (\$60.75).
- 8 (7) A nonresident yearly license to trap, one hundred seventeen
- 9 dollars and seventy-five cents (\$117.75). However, a license may
- 10 not be issued to a resident of another state if that state does not
- 11 give reciprocity rights to Indiana residents similar to those
- 12 nonresident trapping privileges extended in Indiana.
- 13 (8) A resident or nonresident license to fish, including for trout
- 14 and salmon, for one (1) day only, four dollars and seventy-five
- 15 cents (\$4.75).
- 16 (9) A nonresident license to fish, excluding for trout and salmon,
- 17 for seven (7) days only, twelve dollars and seventy-five cents
- 18 (\$12.75).
- 19 (10) A nonresident license to hunt for five (5) consecutive days
- 20 only, twenty-five dollars and seventy-five cents (\$25.75).
- 21 (11) A resident or nonresident yearly stamp to fish for trout and
- 22 salmon, six dollars and seventy-five cents (\$6.75).
- 23 (12) A resident yearly license to take a deer with a shotgun,
- 24 muzzle loading gun, rifle, ~~or~~ handgun, **or crossbow**, thirteen
- 25 dollars and seventy-five cents (\$13.75).
- 26 (13) A resident yearly license to take a deer with a muzzle loading
- 27 gun, thirteen dollars and seventy-five cents (\$13.75).
- 28 (14) A resident yearly license to take a deer with a bow and
- 29 arrow, thirteen dollars and seventy-five cents (\$13.75).
- 30 (15) A nonresident yearly license to take a deer with a shotgun,
- 31 muzzle loading gun, rifle, ~~or~~ handgun, **or crossbow**, one hundred
- 32 twenty dollars and seventy-five cents (\$120.75).
- 33 (16) A nonresident yearly license to take a deer with a muzzle
- 34 loading gun, one hundred twenty dollars and seventy-five cents
- 35 (\$120.75).
- 36 (17) A nonresident yearly license to take a deer with a bow and
- 37 arrow, one hundred twenty dollars and seventy-five cents
- 38 (\$120.75).
- 39 (18) A resident license to take an extra deer by a means, in a
- 40 location, and under conditions established by rule adopted by the
- 41 department under IC 4-22-2, five dollars (\$5).
- 42 (19) A nonresident license to take an extra deer by a means, in a

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location, and under conditions established by rule adopted by the department under IC 4-22-2, ten dollars (\$10).

(20) A resident yearly license to take a turkey, fourteen dollars and seventy-five cents (\$14.75).

(21) A nonresident yearly license to take a turkey, one hundred fourteen dollars and seventy-five cents (\$114.75). However, if the state of residence of the nonresident applicant requires that before a resident of Indiana may take turkey in that state the resident of Indiana must also purchase another license in addition to a nonresident license to take turkey, the applicant must also purchase a nonresident yearly license to hunt under this section.

(22) A resident license to take an extra turkey by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, fourteen dollars and seventy-five cents (\$14.75).

(23) A nonresident license to take an extra turkey by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, one hundred fourteen dollars and seventy-five cents (\$114.75). However, if the state of residence of the nonresident applicant requires that before a resident of Indiana may take a turkey in that state the resident of Indiana must also purchase another license in addition to a nonresident license to take a turkey, the applicant must also purchase a nonresident yearly license to hunt under this section.

(24) A resident youth yearly consolidated license to hunt and fish, six dollars (\$6). This license is subject to the following:

(A) An applicant must be less than eighteen (18) years of age.

(B) The license is in lieu of the resident yearly license to hunt and fish and all other yearly licenses, stamps, or permits to hunt and fish for a specific species or by a specific means.

(25) A resident senior yearly license to fish, three dollars (\$3). This license is subject to the following:

(A) An applicant must be at least sixty-four (64) years of age and born after March 31, 1943.

(B) The license is in lieu of the resident yearly license to fish and all other yearly licenses, stamps, or permits to fish for a specific species or by a specific means.

(26) A resident senior "fish for life" license, seventeen dollars (\$17). This license is subject to the following:

(A) An applicant must be at least sixty-four (64) years of age and must have been born after March 31, 1943.

(B) The license applies each year for the remainder of the

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- 1 license holder's life.
2 (C) The license is in lieu of the resident senior yearly license
3 to fish and all other yearly licenses, stamps, or permits to fish
4 for a specific species or by a specific means.
5 (b) The commission may set license fees to hunt, trap, or fish above
6 the minimum fees established under subsection (a).

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Insurance, to which was referred House Bill 1585, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

FRY, Chair

Committee Vote: yeas 10, nays 0.

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1585 be amended to read as follows:

Page 3, after line 3, begin a new paragraph and insert:

"SECTION 3. IC 14-22-2-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 9. The director shall allow a person who holds a hunting license described in IC 14-22-12-1(12), IC 14-22-12-1(15), IC 14-22-12-1(20), or IC 14-22-12-1(21) to hunt deer and turkey using a crossbow during the same season that a person is allowed to hunt deer or turkey using a shotgun or a rifle.**

SECTION 4. IC 14-22-12-1, AS AMENDED BY P.L.66-2008, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) The department may issue the following licenses and, except as provided in section 1.5 of this chapter and subject to subsection (b), shall charge the following minimum license fees to hunt, trap, or fish in Indiana:

- (1) A resident yearly license to fish, eight dollars and seventy-five cents (\$8.75).
- (2) A resident yearly license to hunt, eight dollars and seventy-five cents (\$8.75).
- (3) A resident yearly license to hunt and fish, thirteen dollars and seventy-five cents (\$13.75).
- (4) A resident yearly license to trap, eight dollars and seventy-five cents (\$8.75).
- (5) A nonresident yearly license to fish, twenty-four dollars and seventy-five cents (\$24.75).
- (6) A nonresident yearly license to hunt, sixty dollars and seventy-five cents (\$60.75).
- (7) A nonresident yearly license to trap, one hundred seventeen dollars and seventy-five cents (\$117.75). However, a license may

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not be issued to a resident of another state if that state does not give reciprocity rights to Indiana residents similar to those nonresident trapping privileges extended in Indiana.

(8) A resident or nonresident license to fish, including for trout and salmon, for one (1) day only, four dollars and seventy-five cents (\$4.75).

(9) A nonresident license to fish, excluding for trout and salmon, for seven (7) days only, twelve dollars and seventy-five cents (\$12.75).

(10) A nonresident license to hunt for five (5) consecutive days only, twenty-five dollars and seventy-five cents (\$25.75).

(11) A resident or nonresident yearly stamp to fish for trout and salmon, six dollars and seventy-five cents (\$6.75).

(12) A resident yearly license to take a deer with a shotgun, muzzle loading gun, rifle, ~~or~~ handgun, **or crossbow**, thirteen dollars and seventy-five cents (\$13.75).

(13) A resident yearly license to take a deer with a muzzle loading gun, thirteen dollars and seventy-five cents (\$13.75).

(14) A resident yearly license to take a deer with a bow and arrow, thirteen dollars and seventy-five cents (\$13.75).

(15) A nonresident yearly license to take a deer with a shotgun, muzzle loading gun, rifle, ~~or~~ handgun, **or crossbow**, one hundred twenty dollars and seventy-five cents (\$120.75).

(16) A nonresident yearly license to take a deer with a muzzle loading gun, one hundred twenty dollars and seventy-five cents (\$120.75).

(17) A nonresident yearly license to take a deer with a bow and arrow, one hundred twenty dollars and seventy-five cents (\$120.75).

(18) A resident license to take an extra deer by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, five dollars (\$5).

(19) A nonresident license to take an extra deer by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, ten dollars (\$10).

(20) A resident yearly license to take a turkey, fourteen dollars and seventy-five cents (\$14.75).

(21) A nonresident yearly license to take a turkey, one hundred fourteen dollars and seventy-five cents (\$114.75). However, if the state of residence of the nonresident applicant requires that before a resident of Indiana may take turkey in that state the resident of Indiana must also purchase another license in addition to a

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nonresident license to take turkey, the applicant must also purchase a nonresident yearly license to hunt under this section.

(22) A resident license to take an extra turkey by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, fourteen dollars and seventy-five cents (\$14.75).

(23) A nonresident license to take an extra turkey by a means, in a location, and under conditions established by rule adopted by the department under IC 4-22-2, one hundred fourteen dollars and seventy-five cents (\$114.75). However, if the state of residence of the nonresident applicant requires that before a resident of Indiana may take a turkey in that state the resident of Indiana must also purchase another license in addition to a nonresident license to take a turkey, the applicant must also purchase a nonresident yearly license to hunt under this section.

(24) A resident youth yearly consolidated license to hunt and fish, six dollars (\$6). This license is subject to the following:

(A) An applicant must be less than eighteen (18) years of age.

(B) The license is in lieu of the resident yearly license to hunt and fish and all other yearly licenses, stamps, or permits to hunt and fish for a specific species or by a specific means.

(25) A resident senior yearly license to fish, three dollars (\$3). This license is subject to the following:

(A) An applicant must be at least sixty-four (64) years of age and born after March 31, 1943.

(B) The license is in lieu of the resident yearly license to fish and all other yearly licenses, stamps, or permits to fish for a specific species or by a specific means.

(26) A resident senior "fish for life" license, seventeen dollars (\$17). This license is subject to the following:

(A) An applicant must be at least sixty-four (64) years of age and must have been born after March 31, 1943.

(B) The license applies each year for the remainder of the license holder's life.

(C) The license is in lieu of the resident senior yearly license to fish and all other yearly licenses, stamps, or permits to fish for a specific species or by a specific means.

(b) The commission may set license fees to hunt, trap, or fish above the minimum fees established under subsection (a)."

(Reference is to HB 1585 as printed February 10, 2009.)

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1585 be amended to read as follows:

Page 2, line 28, delete "department," and insert "**department: (A)**".

Page 2, line 31, delete "county." and insert "**county; and (B) the length of the season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun for the 2009 deer hunting season must be at least seven (7) days longer than the 2008 hunting season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun.**".

Page 2, line 34, delete "department," and insert "**department: (A)**".

Page 2, line 37, delete "county." and insert "**county; and (B) the length of the season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun for the 2010 deer hunting season must be at least seven (7) days longer than the 2008 hunting season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun.**".

Page 2, line 40, delete "department," and insert "**department: (A)**".

Page 3, line 1, delete "county." and insert "**county; and (B) the length of the season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun for the 2011 deer hunting season must be at least seven (7) days longer than the 2008 hunting season to take a deer with a shotgun, muzzle loading gun, rifle, or handgun.**".

(Reference is to HB 1585 as printed February 10, 2009.)

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1585 be amended to read as follows:

Page 1, line 3, delete "section 8" and insert "**sections 8 and 9**".

Page 3, after line 2, begin a new paragraph and insert:

"SECTION 3. IC 14-22-2-9 IS ADDED TO THE INDIAN A CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 9. (a) The director shall establish a seasonal limit for**

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hunting antlerless deer for each county that is at least two (2) times greater than the county bag limit for hunting antlerless deer that was in effect on September 1, 2008.

(b) This section expires July 1, 2011."

(Reference is to HB 1585 as printed February 10, 2009.)

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